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S-10

Docket No. 2023796-7035972001  
Express Mail No. EV 148297719 US#19/ RCE 5/ 2643 104  
\$ RCE  
a.s.

## CERTIFICATE OF MAILING BY "EXPRESS MAIL" UNDER 37 CFR § 1.10

I hereby certify that this paper and all enclosures are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" under 37 CFR § 1.10 on May 7, 2004 Express Mail Label No. EV 148297719 US and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing: Pam Golden

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Jon C. Taenzer

Serial No.: 09/739,242

Filing Date: December 19, 2000

Title: AUTOMATICALLY SWITCHED HEARING AID COMMUNICATIONS EARPIECE

REQUEST FOR CONTINUED EXAMINATION (RCE) & FEE TRANSMITTAL  
(for nonprovisional applications under 37 CFR § 1.114)

RECEIVED

MAY 13 2004

Commissioner for Patents

MAIL STOP RCE

P.O. Box 1450

Alexandria, VA 22313-1450

Technology Center 2600

Sir:

Transmitted herewith for filing in connection with the above-identified patent application are the following:

|  |                     |
|--|---------------------|
| <b>1. SUBMISSION REQUIRED UNDER 37 C.F.R. § 1.114</b>  |                     |
| a. <input checked="" type="checkbox"/> Previously submitted  |                     |
| i. <input checked="" type="checkbox"/> Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on <u>March 15, 2004</u> .<br>(Any unentered amendment(s) referred to above will be entered).                                      |                     |
| ii. <input type="checkbox"/> Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.  |                     |
| iii. <input type="checkbox"/> Other _____.   |                     |
| b. <input checked="" type="checkbox"/> Enclosed  |                     |
| i. <input type="checkbox"/> Amendment/Reply  |                     |
| ii. <input type="checkbox"/> Affidavit(s)/Declaration(s)   |                     |
| iii. <input type="checkbox"/> Information Disclosure Statement (IDS)   |                     |
| iv. <input checked="" type="checkbox"/> Other <u>Petition for Three (3) Month Extension of Time</u>  |                     |
| <b>2. MISCELLANEOUS</b>  |                     |
| a. <input type="checkbox"/> Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required) |                     |
| b. <input type="checkbox"/> Other _____.   |                     |
| <b>3. FEES</b>   |                     |
| a. <input checked="" type="checkbox"/> The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. <u>50-2518</u> .   |                     |
| i. <input checked="" type="checkbox"/> RCE fee required under 37 C.F.R. § 1.117(e). <u>\$1,720.00</u>  |                     |
| ii. <input type="checkbox"/> Extension of time fee (37C.F.R. §§ 1.136 and 1.17) [____ months] \$ _____   |                     |
| <b>TOTAL FEES <u>\$1,720.00</u></b>  |                     |
| b. <input type="checkbox"/> Check in the amount of \$ _____ enclosed.  |                     |
| c. <input type="checkbox"/> Payment by credit card (Form PTO-2038 enclosed).   |                     |
| SEND ALL CORRESPONDENCE TO:  |                     |
| David G. Beck  |                     |
| Bingham McCutchen LLP  |                     |
| Three Embarcadero Center, 18th Floor   |                     |
| San Francisco, CA 94111  |                     |
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|  |                     |
| SIGNATURE  | DATE <u>5/13/04</u> |
| NAME David G. Beck Reg. No. 37,776   |                     |

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